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PCT 3738

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**10/520979**

In Re Application of:

Jeffrey C. Felt et al.

Serial No.: 10/520,979

Filed: January 11, 2005

For: METHOD AND KIT FOR  
INTERPOSITIONAL  
ARTHROPLASTY

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

) Attorney Docket: 32355.12.7.5

) Group Art Unit: 3738

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on this 28 day of April, 2005

By Matthew J. S. Graham

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
WITHIN THREE MONTHS OF FILING OR BEFORE MAILING  
OF FIRST OFFICE ACTION

SIR:

The Information Disclosure Statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever occurs last. 37 CFR 1.97(b).

Dated: April 28, 2005

Respectfully submitted,

Matthew J. S. Graham  
Matthew J.S. Graham  
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By Madely E. Thompson

INFORMATION DISCLOSURE STATEMENT

SIR:

In accordance with the duty of disclosure, enclosed is a completed Form PTO-1449.

Consideration of each of the listed references by the Examiner is respectfully requested. Copies of U.S. patents and U.S. patent application publications are not enclosed in accordance with recently revised 37 CFR §1.98. Applicant respectfully requests that an initialed copy of Form PTO-1449 indicating such consideration be returned with the next Official Action, as set forth in MPEP 609.

DE 4339895 C1 is a Non-English reference (German). An English-language abstract for this reference is provided. DE 19823325 C1 is a Non-English reference (German). An English-language abstract for this reference is provided. FR 2639823 is a Non-English reference (French). An English-language abstract for this reference is provided.

By submitting these references, applicant does not admit that the references are prior art to or material to this application, and reserves the right to establish that any reference is not prior art. Applicant does not represent that the references have been reviewed in detail; there may be details in the references of which applicant is unaware.

The Commissioner is hereby authorized to charge any additional filing fees required to Deposit Account No. 061910.

Dated: April 28, 2005

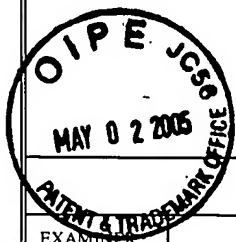
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	3,030,951	4/1962	Mandarino	606	60	
	3,728,742	4/1973	Averill et al.	3	1	
	3,815,599	6/1974	Deyerle	128	305	
	4,081,866	4/1978	Upshaw	623	20.21	
	4,203,444	5/1980	Bonnell et al.	604	22	
	4,456,745	6/1984	Rajan	528	85	
	4,463,141	7/1984	Robinson	525	467	
	4,477,604	10/1984	Oechsle, III	523	116	
	4,647,643	3/1987	Zdrahala	528	28	
	4,651,736	3/1987	Sanders	128	898	
	4,722,948	2/1988	Sanderson	523	115	
	4,743,632	5/1988	Marinovic et al.	523	118	

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DE 19823325	3/2000	DE			
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EP 0 353 936	2/1990	EP			
EP 0 378 002	7/1990	EP			
EP 0 505 634	9/1992	EP			

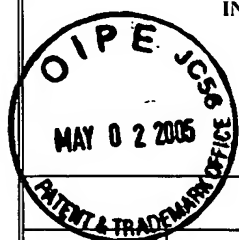
**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	Andersson et al., "MacIntosh Arthroplasty in Rheumatoid Arthritis", <i>Acta Orthop.</i> , 1974, 45:245-259.
	Cameron et al., "Review of a Failed Knee Replacement and Some Observations on the Design of a Knee Resurfacing Prosthesis", <i>Archives of Orthopaedic and Traumatic Surgery</i> , 1980, pp. 87-89.

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	4,808,691	2/1989	König et al.	528	76	
	4,873,308	10/1989	Coury et al.	528	75	
	4,880,610	11/1989	Constanz	423	309	
	4,969,888	11/1990	Scholten et al.	606	94	
	5,007,940	4/1991	Berg	424	423	
	5,067,964	11/1991	Richmond et al.	623	14.12	
	5,082,803	1/1992	Sumita	501	1	
	5,108,404	4/1992	Scholten et al.	606	94	
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	Clary et al., "Experience with the MacIntosh Knee Prosthesis", <i>So. Medical Journal</i> , Vol. 65, No. 3, March 1972, pp. 265-272.
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				<b>APPLICANT</b> Felt et al.					
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		5,166,115	11/1992	Brown	521	110			
		5,254,662	10/1993	Szycher et al.	528	67			
		5,278,201	1/1994	Dunn et al.	523	113			
		5,326,366	07/1994	Pascarella et al.	623	21.19			
		5,509,934	4/1996	Cohen	623	20.32			
		5,525,418	6/1996	Hashimoto et al.	428	323			
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		5,888,220	3/1999	Felt et al	128	898			
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		WO 95/31948	11/1995	PCT					
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		WO 98/20939	5/1998	PCT					
		WO 99/44509	9/1999	PCT					
		WO 99/61084	12/1999	PCT					
<b>OTHER DOCUMENTS</b> (Including Author, Title, Date, Pertinent Pages, Etc.)									
		Emerson et al., "The Use of the McKeever Metallic Hemiarthroplasty for Unicompartmental Arthritis", <i>J. Bone and Joint Surgery</i> , Vol. 67 No. 2, February 1985, pp. 208-212.							
		Hastings et al., "Double Hemiarthroplasty of the Knee in Rheumatoid Arthritis", <i>J. Bone and Joint Surgery</i> , Vol. 55, No. 1, February 1973, pp. 112-118.							
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	6,048,345	4/2000	Berke et al.	606	85	
	6,079,868	6/2000	Rydell et al	366	189	
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Jessop et al., "Follow-up of the MacIntosh Arthroplasty of the Knee Joint", <i>Rheum. Phys. Med.</i> , Vol. 11, 1972, pp. 217-224.
Kay et al., "The MacIntosh Tibial Plateau Hemiprosthesis for the Rheumatoid Knee", <i>J. Bone and Joint Surgery</i> , Vol. 54, No. 2, May 1972, pp. 256-262.

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	2003/0060884	3/2003	Fell et al	623	14.12	
	2003/0060885	3/2003	Fell et al	623	14.12	
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	2003/0055500	3/2003	Fell et al.	623	14.12	
	2003/0055501	3/2003	Fell et al.	623	14.12	
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	2004/0107000	06/2004	Felt et al	623	20.32	

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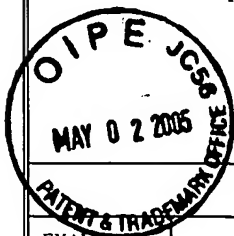
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	Kozinn et al., "Surgical Treatment of Unicompartmental Degenerative Arthritis of the Knee", <i>Orthopedic Surgery and Degenerative Arthritis</i> , Vol. 14, No. 3, December 1988, pp. 545-564.
	MacIntosh et al., "The Use of the Hemiarthroplasty Prosthesis for Advanced Osteoarthritis and Rheumatoid Arthritis of the Knee", <i>J. Bone and Joint Surgery</i> , Vol. 54, No. 2, May 1972, pp. 244-255.

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	2004/0199249	10/2004	Fell	623	14.12	
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	2004/0247641	12/2004	Felt et al	424	423	
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	2005/0075642	04/2005	Felt et al	606	89	

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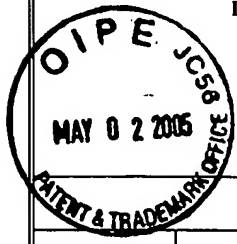
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	McCollum et al., "Tibial Plateau Prosthesis in Arthroplasty of the Knee", <i>J. Bone and Joint Surgery</i> , Vol. 52, No. 4, June 1970, pp. 827-828.

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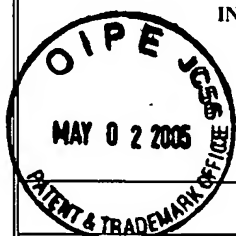
	McKeever, "Tibial Plateau Prosthesis", <i>Clinical Orthopaedics and Related Research</i> , No. 192, 1985, pp. 3-12.
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	Stauffer et al., "The MacIntosh Prosthesis", <i>Arch Surg.</i> , Vol. 110, June 1975, pp. 717-720.

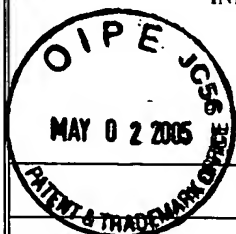
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		Wayne, "Use of the McIntosh Prosthesis in Surgical Reconstruction of the Knee", Abstracts of 1971 Proceedings, <i>J. Bone and Joint Surgery</i> , June 1972, pp. 292-293
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